

**ARIZONA THEME PARK DISTRICT NO. 1**

**REGULAR MEETING**  
**April 3, 2020**  
**3:00P.M**

**WILLIAMS CITY HALL**  
**113 S. 1<sup>ST</sup> STREET**  
**WILLIAMS, AZ 86046**

**AGENDA**

PURSUANT TO A.R.S §38-431.02, NOTICE IS HEREBY GIVEN TO THE MEMBERS OF THE ARIZONA THEME PARK DISTRICT BOARD NO. 1 AND THE GENERAL PUBLIC THAT THE ARIZONA THEME PARK DISTRICT BOARD NO. 1 WILL HOLD A MEETING OPEN TO THE PUBLIC **FRIDAY, APRIL 3, 2020, AT 3:00 P.M.** IN THE WILLIAMS CITY HALL, 113 S. 1<sup>ST</sup> STREET, WILLIAMS, ARIZONA. THE ARIZONA THEME PARK DISTRICT BOARD NO.1 MAY, BY MOTION, RECESS INTO EXECUTIVE SESSION IN ACCORDANCE WITH A.R.S § 38-431.03 (A) TO DISCUSS AND CONSIDER ANY ITEM CONTAINED IN THIS AGENDA. ONE OR MORE MEMBERS OF THE ARIZONA THEME PARK DISTRICT BOARD NO. 1 MAY ATTEND EITHER IN PERSON OR BY TELEPHONE, VIDEO OR INTERNET CONFERENCING. THE ARIZONA THEME PARK DISTRICT BOARD NO.1 WILL DISCUSS AND MAY TAKE ACTION ON THE FOLLOWING MATTERS:

***I. PROCEDURES***

- A. Call to Order
- B. Approve Agenda
- C. Roll Call

\_\_\_\_\_Ken Edes (Board Member)

\_\_\_\_\_David Phelps (Board Member)

\_\_\_\_\_Michael Nowakowski (Board Member)

\_\_\_\_\_Debra Stark (Board Member)

\_\_\_\_\_Dawn Trapp (Board Member)

\_\_\_\_\_Andy Tobin (Executive Director)

- D. Seat New Board Member
- E. Approval of Minutes: March 6, 2020.
- F. Reaffirm actions taken at meetings on May 3, 2019 and July 5, 2019, when Board Mistakenly assumed a Quorum was present. See attached Minutes from these dates.

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## *II. PUBLIC PARTICIPATION*

The Arizona Theme Park District Board No. 1 cannot act upon items presented during the public participation portion of the agenda. Individual Board members may ask questions of the public or may respond to any criticisms, but the members are prohibited by the open meeting law from discussing or considering the items among themselves until the time that the matter is officially placed on the agenda. The open meeting law does, however, allow the Arizona Theme Park District Board No.1 to ask staff to review a matter or ask that it be placed on a future District agenda.

Each person is allotted five-minutes. If a person has a written presentation that requires more than five minutes to present verbally, he or she should indicate the estimated time required on the sign-up sheet. The presiding officer may grant additional time if the agenda for the meeting is not too full. A registered spokesperson for a recognized community organization shall be afforded ten minutes provided other members of the same organization agree beforehand to withhold their individual comments on the same subject.

## AGENDA

### *III. AGENDA ITEMS*

- A. Executive Director's Update. The Executive Director will provide an update to the Board on matters related to the Theme Park District.
- B. The Board will discuss and may provide instructions to the Executive Director regarding proposals for the issuance of bonds by the District in Phoenix, Arizona which the Executive Director was previously authorized to pursue. This action may include authorization to develop one or more letters of intent, or similar non-binding proposals in connection with such projects and to employ ON A CONTINGENT FEE BASIS, one or more consultants, financing professionals, legal counsel, etcetera, to assist in negotiating or preparing draft agreements for consideration by the Board and prospective borrowers. The Board's approval of this Agenda item is only intended to authorize the Executive Director to negotiate transactions and documents that must be approved by the Board before they bind the Theme Park District. Additionally, all employment arrangements entered into by the executive Director must provide that the Theme Park District is not obligated to pay any compensation unless a bond transaction is approved by the Board and such transaction actually closes and funds. All such fees must be paid out of the funded bond proceeds. (This is an **Action Item**.)

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***THE BOARD MAY CONVENE AN EXECUTIVE SESSION TO DISCUSS THIS MATTER***

***Pursuant to A.R.S. §38-431.03(A) (3) or (4). At this Executive Session the Board may consider or discuss only those items permitted pursuant to A.R.S. §38-431.03. Any final decision or final vote will be made in a public session as required by §38-431.03(D).***

***RE-CONVENE REGULAR SESSION***

- C. The Board will discuss, may provide instructions to the Executive Director, or take action regarding the extension of the Arizona Theme Park District's authorization to issue bonds and transact business pursuant to Arizona State Statute. It is noted that the Board previously authorized the Executive Director to seek the extension of the Arizona Theme Park District's statutory authority. This item is on the agenda so that the Executive Director can report on his progress and the Board can provide any additional direction or clarification it may believe is appropriate. (This is an **Action Item**.)

***THE BOARD MAY CONVENE TO EXECUTIVE SESSION***

***Pursuant to A.R.S. §38-431.03(A) (3) or (4), the Board may recess to executive session for discussion or consultation for legal advice with the attorney of the public body related to this Agenda item.***

***RE-CONVENE REGULAR SESSION***

**IV. ADJOURN**